

JOURNAL OF THE SENATE

EXTRAORDINARY SESSION 1929



At an Extraordinary Session of the Legislature, convened by proclamation of His Excellency, Doyle E. Carlton, Governor of Florida, under the proclamation hereinafter set out, begun and held at the Capitol in the City of Tallahassee, in the State of Florida.

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EXTRAORDINARY SESSION

SATURDAY, JUNE 1, 1929

At an Extraordinary Session of the Florida Legislature convened by proclamation of His Excellency, Doyle E. Carlton, hereinafter set forth, begun and held at the Capitol in the City of Tallahassee, in the State of Florida.

State of Florida, Executive Department,
Tallahassee, Fla., June 1st, 1929.

To the Honorable

Members of the Senate and House of Representatives:

I regret that an Extraordinary Session of the Legislature is inevitable. Necessary relief has not been given to our schools. Provision has not been made for the support of the State Government and of the State Institutions by appropriation and revenue measures. The problems of finance and taxation, State, county and municipal, are yet unsolved. I am sure you will consider these matters vital to the welfare of the State and welcome an opportunity to complete your task.

THEREFORE, WHEREAS, necessary provision has not been made for our Common Schools and Institutions of Higher Learning, and

WHEREAS, Provision has not been made for raising revenue sufficient to defray the expenses of the State Government and support the State Institutions as expressly provided by Section 2, Article 9, of the Constitution of the State, and

WHEREAS, no appropriation has been made for paying the necessary expense of the State Government and said Institutions as required by Section 4, Article 9, of the Constitution of the State, and

WHEREAS, the problems of finance and taxation have not been solved,

NOW, THEREFORE, I, Doyle E. Carlton, Governor of the State of Florida, by virtue of the power and authority vested in me by the Constitution of the State, do hereby convene the Legislature of the State of Florida in extra session at the Capitol in Tallahassee, at twelve o'clock, noon, June first, 1929, for the purpose of considering the enactment of laws on the above mentioned subjects and such other subjects as the welfare of the State may require and the Constitution of the State permits.

IN WITNESS WHEREOF, I have hereunto set my hand, and have caused the Great Seal of the State of Florida to be affixed hereunder, at Tallahassee, the Capital of the State, this thirty-first day of May, A. D., 1929, and of the Independence of the United States of America the One Hundred and Fifty-fourth Year.

(SEAL)

(Signed) DOYLE E. CARLTON,
Governor.

By the Governor, attest:

(Signed) H. CLAY CRAWFORD,
Secretary of State.

The following communication from the Governor was received and read:

State of Florida,
Executive Department,
Tallahassee.

To the Honorable Members of the Senate and the House of Representatives:

Gentlemen—That there may be no misunderstanding as to the scope of my proclamation for the Special Session to convene June 1, 1929, beg to advise that the call was limited to the subjects enumerated. The last clause, to-wit, "and such other subjects as the welfare of the State may require and the Constitution of the State permit," includes only those matters brought up by the Constitutional two-thirds majority of the House and Senate, or such as may be further designated by message of the Governor.

Respectfully submitted,
DOYLE E. CARLTON, Governor.

The Senate was called to order by Hon. J. J. Parrish, President, at 12 o'clock noon.

By direction of the President, the roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, King, Malone, McCall, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—33.

A quorum present.

Prayer by the Chaplain.

A committee from the House of Representatives appeared at the bar of the Senate and informed the Senate that the House of Representatives was organized and ready to proceed to regular business.

Senator Malone moved that a special committee be appointed to notify the Governor that the Senate is now organized and ready to receive communications.

Which was agreed to and the chair appointed Senators Malone, Glynn and Hinely as such committee.

Senator McCall moved that a special committee be appointed to notify the House of Representatives that the Senate is now organized and ready to proceed to its regular business.

Which was agreed to and the chair appointed Senators McCall, Singletary and Swearingen as such committee.

The special committee appointed to notify the Governor appeared at the bar of the Senate and reported that they had performed the duty assigned to them.

The committee was then discharged.

The special committee appointed to notify the House of Representatives appeared at the bar of the Senate and reported that they had performed the duty assigned to them.

The committee was then discharged.

INTRODUCTION OF RESOLUTIONS

By Senator Turnbull—

Senate Resolution No. 1-X:

Be It Resolved by the Senate of the State of Florida: That the rules adopted for the government of the Senate during the regular session of 1929, in so far as the same are not in conflict with the provisions of the Constitution, relating to extra session, be and the same are hereby adopted as the rules of the Senate for this Extra Session: Provided, that paragraph one of Rule No. 4 of such rules be changed so as to read as follows:

RULE NO. 4.

COMMITTEES

1. Unless otherwise specially ordered by the Senate, the President shall appoint, at the commencement of the session, the following standing committees, viz:

On Audit and Control of Legislative Expenditures, to consist of seven members.

On Rules and Procedure, to consist of five members.

On Miscellaneous Legislation, to consist of seven members.

On Finance and Taxation, to consist of nine members.

On Engrossed Bills, to consist of seven members.

On Enrolled Bills, to consist of five members.

On appropriations, to consist of eleven members.

On Attaches, to consist of three members.

Which was read.

The question was put on the adoption of the Resolution and the Resolution was adopted.

By Senator Singletary—

Senate Concurrent Resolution No. 1-X.

WHEREAS, The Legislature has been called into Special Session to convene within a few hours after the adjournment of the Regular Session, and,

WHEREAS, The subjects named by the Governor in his Proclamation convening the Legislature in Special Session have among them some of the matters about which serious differences of opinion have arisen in the Regular Session, and,

WHEREAS, There is slight prospect of any material change in sentiment without a reasonable time for cool and dispassionate consideration in an environment removed from the scene and spirit surrounding the late controversies, and,

WHEREAS, Many of the members have private affairs which demand their attention at home and which they had arranged for only during the regular session of sixty days, and,

WHEREAS, It is reasonably to be expected that opposing factors will be in a better humor to consider the important matters to be considered; therefore,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, the House concurring: That both houses when they adjourn on this date, June 1st, 1929, do adjourn until twelve o'clock, June 10th, 1929.

Which was read the first time in full.

Senator Singletary moved that the rules be waived and Senate Concurrent Resolution No. 1-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 1-X was read a second time in full.

Senator Turnbull offered the following amendment to Senate Concurrent Resolution No. 1, X:

In Section 1, line 4, at the end of the resolution, add: Provided, the members of the Legislature shall receive no compensation during the time of such adjournment, that is to say, from June 1st to 10th.

Senator Turnbull moved the adoption of the amendment.

Pending the consideration of the amendment by Senator Turnbull, Senator Stewart moved that the resolution, together with the amendment thereto, be laid on the table.

Upon which a "yea" and "nay" vote was demanded.

Upon call of the roll on the adoption of the motion, the vote was:

Yeas—Mr. President, Senators Bell, Dell, Futch, Gary, Glynn, Harrison, Irby, Malone, McCall, Phillips, Putnam, Stewart, Swearingen, Turnbull, Wagg, Watson, Welsh, Whitaker, Young—20.

Nays—Senators Anderson, Caro, Council, Hinely, Hodges, Howell, Rowe, Scales, Singletary, Taylor, Turner, Waybright—12.

So the motion prevailed and the Concurrent Resolution was laid on the table.

Senator Hodges moved that the present force of attaches remain the same as the 1929 regular session until the Committee on Attaches should have time to make a report.

Senator Singletary offered a substitute motion that a committee of three be appointed to select such attaches as should be needed to take care of the work of the extraordinary session, leaving intact the list of attaches at the secretary's desk and such attaches as were appointed by holdover Senators.

Which was agreed to.

Senator Stewart moved that the Senate do now adjourn to meet Tuesday evening, June 4, 1929, at 8 o'clock P. M.

Senator McCall moved as a substitute that when the Senate do adjourn it adjourn to meet Tuesday evening, June 4, 1929, at 8 o'clock P. M.

Which was agreed to.

Senator Hodges moved that the clerks in the Journal room of the Senate during the 1929 regular session be retained for the purpose of mailing the Journals of the Senate.

Which was agreed to.

Senator Hodges moved that the President be permitted to retain a secretary for the extraordinary session.

Which was agreed to.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:04 o'clock P. M., until 8:00 o'clock P. M., Tuesday, June 4, 1929.